

**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 C.F.R. 1.63)**

[] Declaration Submitted with Initial Filing [x] Declaration Submitted after Initial Filing (37 C.F.R. Fee Required)

Attorney Docket Number: 1032-P01445US2

First Named Inventor: Michael J. Botich

COMPLETE IF KNOWN

Application Number: 09/526,612

Filing Date: March 16, 2000

Group Art Unit: 3735

Examiner Name:

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe that I am the first and sole inventor or and original, first and joint inventor of the subject matter which is claimed and for which patent protection is sought for the invention entitled:

CATHETER INSERTION DEVICE WITH RETRACTABLE NEEDLE

the specification of which

[] is attached hereto

OR

[x] was filed on March 16, 2000 as United States Application Number or PCT Application Number

09/526,612

and was amended on

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56

I hereby claim the benefit under 35 U.S.C. 119(e) of the United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | |
|-----------------------|--------------------------|--|
| 60/065,347 | November 12, 1997 | |
| 60/094,801 | July 31, 1998 | |
| 60/120,888 | February 20, 1999 | |

I hereby claim the benefit under 35 U.S.C. 120 of the United States application(s), or 365(c) of the PCT International application(s) designating the United States of America, listed below. Insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application(s) in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application(s) and the national or PCT International filing date of this application.

| U.S. Parent or PCT Application | Parent Filing Date (MM/DD/YYYY) | Parent Patent No. (If Applicable) |
|--------------------------------|---------------------------------|-----------------------------------|
| 09/070,829 | April 30, 1998 | |
| PCT/US98/24103 | November 12, 1998 | |
| PCT/US99/10609 | May 13, 1999 | |

As a named inventor, I hereby appoint the following practitioners to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:
The registered practitioners associated with Customer Number 000110

Direct all Correspondence to:

Customer Number 000110 at the address below

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FIRST JOINT INVENTOR

[] A petition has been filed for this unsigned inventor

| | | | |
|---------------------------------------|-------------------------------------------|------------------------------------|--|
| Given Name (first and middle, if any) | | Family Name (Last name or surname) | |
| Michael J. | | Botich | |
| Signature | | Date | |
| Residence | Oxnard, CA, United States | | |
| Post Office Address | 2330 Eagle Creek Lane Oxnard, CA 93030 | | |
| Citizenship | United States | | |

SECOND JOINT INVENTOR

[] A petition has been filed for this unsigned inventor

| | | | |
|---------------------------------------|-----------------------------------------------|------------------------------------|--|
| Given Name (first and middle, if any) | | Family Name (Last name or surname) | |
| Thor R. | | Halseth | |
| Signature | | Date | |
| Residence | Simi Valley, CA, | | |
| Post Office Address | 367 Buckboard Circle Simi Valley, CA 93065 | | |
| Citizenship | United States | | |

THIRD JOINT INVENTOR

[] A petition has been filed for this unsigned inventor

| | | | |
|---------------------------------------|----------------------------------------|------------------------------------|--|
| Given Name (first and middle, if any) | | Family Name (Last name or surname) | |
| John | | Barker | |
| Signature | | Date | |
| Residence | Ventura, CA, | | |
| Post Office Address | 2333 Aztec Avenue Ventura, CA 93001 | | |
| Citizenship | United States | | |